IN THE HIGH COURT OF UTTARANCAL AT NAINITAL

WRIT PETITION NO.542 (MS) OF 2006

Shri Keshav, S/o Shri Harku, R/o Bhagwan Pur, Adarsh Gram, Dehradun Road, Rishikesh, District-Dehradun.

.....Petitioner.

Versus

1. Shri Matabar Singh Kandari, S/o Sri Nagchand Singh, C/o Hotel Digvijay, Yatra Bus Station, Rishikesh, District-Dehradun.
2. Shir Balbir Singh, President, Rishikesh, Contractors Association, 143, Adarsh Gram, Rishiesh, District-Dehradun. .....Respondents.

Dated: 16.05.2006

Hon'ble Rajesh Tandon, J.

Heard Sri I.P. Kohli, Advocate for the petitioner.

By the present writ petition, the petitioner has prayed for a writ of mandamus commanding the Civil Judge to decide the suit No. 303 of 1996 Shri Matabar Singh Kandari Vs. Shri Keshav and another pending before him within a period of three moths.

Briefly stated, a suit was filed by the respondent no.1 for a decree for the recvery of Rs. 50,000/- against the defendants with a prayer for pendentelite and further interest in the year, 1996. The said suit was registered as O.S. No. 303 of 1996, Shri Matabar Singh Kandari Vs. Shri Keshav and another.

The grievance of the petitioner is that the written statement has already been filed, but inspite of various adjournments the matter has not yet been disposed of.

Looking to the grievance of the petitioner, Civil Judge (Senior Division)/FTC-II is directed to dispose of the aforesaid suit within a period of two months from the date of presentation of the certified copy of the order.

Writ petition is disposed of. No order as to costs.

(Rajesh Tandon, J.)

16.05.2006
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